

RECORDATION NO. 26678-12 FILED

NOV 09 '11 -2 45 PM

SURFACE TRANSPORTATION BOARD

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November 9, 2011

Ms Cynthia T. Brown  
Chief of the Section of Administration  
Office of Proceedings  
Surface Transportation Board  
395 "E" Street, S.W.  
Washington, D.C. 20423

Dear Ms. Brown

Enclosed for recordation pursuant to the provisions of 49 U.S.C. Section 11301(a) are two (2) copies of a Notice of Release of Security Agreement, dated October 27, 2011, a secondary document as defined in the Board's Rules for the Recordation of Documents.

The enclosed document is a complete termination and relates to the Memorandum of Railcar Lease previously filed with the Board under Recordation Number 26678.

The name and address of the party to the enclosed document are:

Lessor:	Bank of America 135 S. LaSalle St., Suite 1025 Chicago, Illinois 60603
[Lessee:	Excel Railcar Corporation 28367 Davis Parkway, Suite 300 Warrenville, Illinois 60555]

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A description of the railroad equipment covered by the enclosed document  
is

All remaining railroad equipment covered by the Memorandum of Railcar  
Lease filed under Recordation Number 26678

A short summary of the document to appear in the index is

Notice of Release of Security Agreement.

Also enclosed is a check in the amount of \$41.00 payable to the order of  
the Surface Transportation Board covering the required recordation fee.

Kindly return stamped copies of the enclosed document to the  
undersigned.

Very truly yours,

A handwritten signature in black ink, appearing to read "Edward M. Luria".

Edward M Luria

EML/bhs  
Enclosures

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NOTICE OF RELEASE OF SECURITY AGREEMENT

SURFACE TRANSPORTATION BOARD

BANK OF AMERICA, N A., as successor to LaSalle Bank National Association, Lender, does hereby give notice that the Memorandum of Agreement, dated as of November 22, 2006, between Lender and *Excel Railcar Corporation*, as Borrower, has been released and terminated as to the railroad equipment described in the attached Schedule A ("Rail Equipment") and all related security interests with respect to such Rail Equipment as described in the documents referenced in such Memorandum of Agreement, including all leases and rentals thereon

The Memorandum of Agreement was filed with the Surface Transportation Board (the "Board") on December 8, 2006 at 3.15 p m under Recordation Number 26678

This Notice of Release of Security Agreement shall not impair nor terminate the rights and obligations of the parties with respect to other rail equipment under the security agreement not described in the attached Schedule A

Dated this 27<sup>th</sup> day of October, 2011

BANK OF AMERICA, N A , LENDER

By *Anna M. Phelan*  
Title Assistant Vice President

STATE OF IL )  
 ) ss:  
COUNTY OF Cook )

On this 27<sup>th</sup> day of October, 2011, before me personally appeared James M. Phelan, to me personally known, who, being by me duly sworn, did say that he/she is AVP of BANK OF AMERICA, N A., that he/she is authorized to execute the foregoing instrument on behalf of said corporation, that said instrument was signed and sealed on behalf of said corporation by authority of its board of directors, and he/she acknowledged that the execution of foregoing instrument was the free act and deed of the corporation



*Kelly L. Kampenga*  
NOTARY PUBLIC

My commission expires 07/31/2013

# Schedule 1

## DESCRIPTION OF RAILCARS AND REPORTING MARKS

Car #	Year Built	Ext. Life Rule 88	Manufacturer	Type	Cubic Capacity	Tare Weight	Total Wt on Rail	Lessee
5027	1982	N/A	North American Car	PD	2,785	57,800	263,000	Baker Hughes R2
5028	1982	N/A	North American Car	PD	2,785	57,900	263,000	Baker Hughes R2
5032	1982	N/A	North American Car	PD	2,785	57,900	263,000	Baker Hughes R2
5033	1982	N/A	North American Car	PD	2,785	57,600	263,000	Baker Hughes R2
5036	1982	N/A	North American Car	PD	2,785	57,900	263,000	Baker Hughes R2
5040	1982	N/A	North American Car	PD	2,785	57,900	263,000	Baker Hughes R2
5043	1982	N/A	North American Car	PD	2,785	57,800	263,000	Baker Hughes R2
6049	1973	N/A	ACF	CH	4,750	65,500	263,000	Donnelly Commodities R1
6050	1973	N/A	ACF	CH	4,750	65,500	263,000	Anamax Corporation R1
6051	1973	N/A	ACF	CH	4,750	65,500	263,000	Anamax Corporation R1
6052	1973	N/A	ACF	CH	4,750	65,500	263,000	Donnelly Commodities R1
6053	1973	N/A	ACF	CH	4,750	65,500	263,000	Donnelly Commodities R1
6054	1973	N/A	ACF	CH	4,750	65,500	263,000	Donnelly Commodities R1
6055	1973	N/A	ACF	CH	4,750	65,500	263,000	Donnelly Commodities R1
6056	1973	N/A	ACF	CH	4,750	65,500	263,000	Donnelly Commodities R1
6057	1973	N/A	ACF	CH	4,750	65,500	263,000	Anamax Corporation R1
6058	1973	N/A	ACF	CH	4,750	59,800	263,000	Donnelly Commodities R1
6059	1973	N/A	ACF	CH	4,750	59,700	263,000	Anamax Corporation R1
6060	1973	N/A	ACF	CH	4,750	59,600	263,000	Anamax Corporation R1
6061	1973	N/A	ACF	CH	4,750	59,700	263,000	Anamax Corporation R1
6062	1973	N/A	ACF	CH	4,750	60,400	263,000	Anamax Corporation R1
6063	1973	N/A	ACF	CH	4,750	59,900	263,000	Anamax Corporation R1
6064	1973	N/A	ACF	CH	4,750	60,100	263,000	Anamax Corporation R1
6065	1973	N/A	ACF	CH	4,750	59,900	263,000	Donnelly Commodities R1
6066	1973	N/A	ACF	CH	4,750	59,600	263,000	Donnelly Commodities R1
6067	1973	N/A	ACF	CH	4,750	59,700	263,000	Donnelly Commodities R1
6068	1973	N/A	ACF	CH	4,750	60,000	263,000	Donnelly Commodities R1
6069	1973	N/A	ACF	CH	4,750	60,100	263,000	Donnelly Commodities R1
6070	1973	N/A	ACF	CH	4,750	59,800	263,000	Donnelly Commodities R1
6071	1973	N/A	ACF	CH	4,750	59,800	263,000	Donnelly Commodities R1
6072	1973	N/A	ACF	CH	4,750	61,300	263,000	Donnelly Commodities R1
6073	1973	N/A	ACF	CH	4,750	59,800	263,000	Donnelly Commodities R1

CERTIFICATION

I, Edward M Luria, an attorney licensed to practice in the District of Columbia, the State of Delaware and the Commonwealth of Pennsylvania, do hereby certify under penalty of perjury that I have compared the attached copy with the original thereof and have found the copy to be complete and identical in all respects to the original document

Dated. 11-9-11

Edward M Luria  
Edward M Luria